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Attorneys for Plaintiff and Counter-Defendant CENTOCOR ORTHO  
BIOTECH, INC. and Third-Party Defendants GLOBAL PHARMACEUTICAL  
SUPPLY GROUP, LLC, CENTOCOR BIOLOGICS, LLC and JOM  
PHARMACEUTICAL SERVICES, INC.

**UNITED STATES DISTRICT COURT**  
**CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

CENTOCOR ORTHO BIOTECH,  
INC. ,  
  
Plaintiff,  
  
v.  
  
GENENTECH, INC. and CITY OF  
HOPE,  
  
Defendants.

AND RELATED COUNTER AND  
THIRD-PARTY AFFILIATES

Case No. CV 08-03573 MRP (JEMx)

The Honorable Mariana R. Pfaelzer

**NOTICE OF MOTION AND  
MOTION OF CENTOCOR ORTHO  
BIOTECH, INC.'S AND ITS  
COUNTER-DEFENDANT  
AFFILIATES FOR SUMMARY  
JUDGMENT THAT CLAIM 33 IS  
INVALID FOR FAILURE TO  
DISCLOSE THE BEST MODE  
(MOTION NO. 6)**

Date: August 17, 2010  
Time: To Be Set  
Place: Ctrm. 12

1 TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE that at a date and time to be determined, in Courtroom  
3 12 of this Court located at 312 North Spring Street, Los Angeles, California 90012,  
4 plaintiff for Plaintiff and Counter-Defendant CENTOCOR ORTHO BIOTECH, INC.  
5 and Third-Party Defendants GLOBAL PHARMACEUTICAL SUPPLY GROUP, LLC,  
6 CENTOCOR BIOLOGICS, LLC and JOM PHARMACEUTICAL SERVICES, INC.  
7 will and hereby moves this Court for an Order of Summary Judgment that Claim 33 is  
8 invalid for failure to disclose the best mode.

9  
10 DATED: July 12, 2010.

CONNOLLY BOVE LODGE & HUTZ LLP

11  
12 By: /s/ Keith D. Fraser  
13 Keith D. Fraser

14 Attorneys for Plaintiff and Counter-Defendant  
15 CENTOCOR ORTHO BIOTECH, INC. and  
16 Third-Party Defendants GLOBAL  
17 PHARMACEUTICAL SUPPLY GROUP,  
18 LLC, CENTOCOR BIOLOGICS, LLC and  
19 JOM PHARMACEUTICAL SERVICES,  
20 INC.  
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